

1 DAVID G. TORRES-SIEGRIST State Bar No. 220187  
2 **TORRES+ SIEGRIST Law, APC**  
3 Suite 300  
4 Arcadia, CA 91007  
5 Phone: (626) 277-5330  
6 Facsimile: (626) 446-8927  
7 *dgts@icloud.com*  
8 **Attorneys for Plaintiff/Counter-Defendant ROANN CELIS-**  
9 **CAPISTRANO**

10 Elaine Angelica Linga  
11 *simplydrivenlife@gmail.com*  
12 4625 Durfee Ave El Monte, CA 90041  
13 Tel.: 626-607-7603  
14 **Pro Se Defendant**

15 **UNITED STATES DISTRICT COURT**

16 **CENTRAL DISTRICT**

17 ROANN CELIS-CAPISTRANO  
18 individual

19 Plaintiff,

20 vs.

21 ELAINE ANGELICA LINGA, et al

22 Defendants,

23 ELAINE ANGELICA LINGA,

24 individually,

25 Counterclaimant,

26 vs.

27 ROANN CELIS-CAPISTRANO,

28 Individually

Counterdefendant

Case No.: 2:23-cv-06283-SPG-KES

**STATUS REPORT PURSUANT TO  
JULY 16, 2025, COURT ORDER  
(DOCKET NO. 62) RE:  
SCHEDULING CONFERENCE  
(FRCP RULE 26(F) REPORT**

**Date: August 27, 2025**

**Time: 1:30 P.M.**

**Place: Courtroom 5C**

**First Street Courthouse,  
350 West 1st Street,  
Los Angeles, CA 90012.**

**Hon. Sherilyn Peace Garnett,  
U.S. District Court Judge**

1 **COMES NOW Plaintiff/Cross-Defendant ROANN CELIS-CAPISTRANO, by**  
2 **and through her attorney of record and Defendant/Cross-Complainant**  
3 **ELAINE ANGELICA LINGA, pro se** and hereby jointly submit the following  
4 Status Report Pursuant to this Court's Order of July 16, 2025 Re: Scheduling  
5 Conference Federal Rules of Civil Rule Procedure Rule 26(f) and Local Rule 26-1  
6 (Docket No. 62).

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1       **I. ITEMS REQUIRED BY FRCP 26(f)**

2       **A. Meeting of Counsel**

3           On August 7, 2025, the parties' counsel conferred pursuant to Federal Rule of  
4 Civil Procedure 26(f)(2) and worked cooperatively to prepare this Status Report Re:  
5 Joint Rule 26(f) Report and Discovery Plan. Attached hereto as "Exhibit A" is a  
6 copy of the jointly agreed upon dates incorporated into the Court's **SCHEDULE**  
7 **OF PRETRIAL AND TRIAL DATES WORKSHEET.**

8       **B. Rule 26(a) Initial Disclosures**

9           The parties have previously made their initial disclosures.

10       **C. Discovery Issues**

11           The parties have agreed that fact discovery shall not be conducted in phases.  
12 The parties will adhere to the scope of discovery set out in Rule 26(b).

13           The parties do not presently anticipate any unusual issues in discovery  
14 requiring orders from the Court.

15           The parties' joint scheduling proposal, including for the completion of  
16 discovery, is attached hereto as **Exhibit A.**

17       **D. Electronically Stored Information**

18           The parties are not aware of any issues regarding disclosure, discovery or  
19 preservation of electronically stored information requiring orders from the Court at  
20 this time. The parties agree that they will meet and confer as appropriate should any  
21 issues arise.

22       **E. Privileged Material**

23           The parties agree to follow the procedures set forth in Federal Rule of Civil  
24 Procedure 26(b)(5)(B) with respect to disclosures of privileged materials.

25       **F. Limitations on Discovery**

26           The parties do not anticipate changes to the limitations on discovery imposed  
27 by the Federal and Local Rules.

28

1 **G. Other Discovery Orders**

2 Plaintiff does not believe that any additional discovery orders will be  
3 necessary other than those contemplated by the FRCP's.

4 **II. STATUS REPORT REQUIREMENTS**

5 **A. Meeting of Counsel**

6 Pursuant to the Court's July 16, 2025 Scheduling Order and the parties' meet and  
7 confer held on August 7, 2025 at 5:00 p.m., agrees to "Exhibit A", the jointly agreed  
8 upon dates incorporated into the Court's SCHEDULE OF PRETRIAL AND TRIAL  
9 DATES WORKSHEET. Defendant also submits the following:

10 **B. Rule 26(a) Initial Disclosures**

11 Defendant contends that Plaintiff's Initial Disclosures are deficient and have  
12 never been supplemented, including but not limited to: (1) no complete witness list  
13 with contact information; (2) no identification or production of documents/ESI; (3)  
14 no computation of damages with supporting evidence; and (4) no disclosure of  
15 applicable insurance. The parties agreed Defendant will send a deficiency letter by  
16 August 13, 2025, Plaintiff will supplement by August 20, 2025, and unresolved  
17 issues will be addressed at the August 27, 2025 Scheduling Conference.

18 **C. Discovery and Motion Issues**

19 • ***Preemption Issue***

20 ***DEFENDANT'S POSITION:*** Plaintiff has previously indicated an intent to dismiss  
21 the preempted claim. Defendant requests confirmation that this dismissal will be  
22 formally filed.

23 ***PLAINTIFF'S POSITION:*** Although discussions with previous counsel broached  
24 the topic, Plaintiff has not yet agreed to voluntarily abandon this claim.

25  
26 • ***Discovery Deficiencies***

27 ***DEFENDANT'S POSITION:*** Defendant contends that Plaintiff's RFPs, RFAs, and  
28 interrogatories are deficient and have never been supplemented: The parties agreed

1 that Defendant would send a deficiency letter no later than August 13, 2025,  
2 Plaintiff would supplement responses based on that letter no later than August 20,  
3 2025, and any remaining disputes would be addressed at the August 27, 2025  
4 Scheduling Conference.

5 **PLAINTIFF'S POSITION:** Plaintiff has provided full and complete responses to  
6 Discovery and has fulfilled her obligations under the FRCP's.

7 • ***Motion to Compel***

8 **DEFENDANT'S POSITION:** If Plaintiff's supplemental responses remain  
9 deficient, Defendant will notify the Court during the August 27, 2025 Scheduling  
10 Conference and will file a motion to compel, including a request for sanctions due to  
11 alleged discovery delays.

12 **PLAINTIFF'S POSITION:** Plaintiff has provided full and complete responses to  
13 Discovery and has fulfilled her obligations under the FRCP's.

14 • ***Motion for Security for Costs – CCP § 1030***

15 **DEFENDANT'S POSITION:** Defendant intends to file a motion for security for  
16 costs given Plaintiff's residency outside the United States and the reasonable  
17 possibility of Defendant prevailing. Defendant notes a similar \$100,000 bond was  
18 requested and granted in *Calumpad Balabis v. Elaine Angelica Linga*, Case No.  
19 2:23-cv-07850 (Dkt. 68).

20 **PLAINTIFF'S POSITION:** Plaintiff will oppose Defendant's anticipated Bond  
21 Motion.

22  
23 • ***Deposition Transcript***

24 **DEFENDANT'S POSITION:** Defendant requests Plaintiff's counsel to provide the  
25 contact information for the court reporter or service that recorded Defendant's  
26 deposition so she may obtain the transcript.

27 **PLAINTIFF'S POSITION:** Plaintiff provides the following information: Court  
28 Reporting Services for the January 25, 2024 Deposition of Defendant/Counter-

1 Claimant ELAINE ANGELICA LINGA were provided by Atkinson-Baker, A  
2 Veritext Company (818) 551-7300 and REPORTED BY: Natie Flores Alvarado,  
3 CSR No. 901625, FILE NO.: 6424803

4  
5 **D. Privileged Material**

6 ***DEFENDANT'S POSITION:*** Defendant asserts the protections of the California  
7 Shield Law (Cal. Const. art. I, § 2(b); Cal. Evid. Code § 1070) and related  
8 journalistic privileges, and reserves the right to invoke such protections with respect  
9 to discovery requests that seek unpublished information, sources, or newsgathering  
10 materials.

11 ***PLAINTIFF'S POSITION:*** Federal Rule of Evidence 501 governs privilege in  
12 federal court. It states that in federal question cases, federal common law principles  
13 of privilege apply.

14 **E. Limitations on Discovery**

15 ***DEFENDANT'S POSITION:*** Defendant will not seek to depose Defendant, on the  
16 stipulation that Plaintiff has committed to attend the trial in person and will give  
17 updates once the court schedule has been set.

18 ***PLAINTIFF'S POSITION:*** Plaintiff will make every effort to be present at trial.  
19 However, her physical presence within the United States hinges on the issuance of a  
20 visa by the United States. A firm trial date, will allow plaintiff to apply for the  
21 necessary travel visa.

22 **F. Other Discovery Orders**

23 ***DEFENDANT'S POSITION:*** Defendant anticipates that additional discovery  
24 orders may be required, including but not limited to orders on motions to compel,  
25 sanctions for discovery delays, and security for costs under CCP § 1030.

26 ***PLAINTIFF'S POSITION:*** Plaintiff does not anticipate the need for any unusual  
27 discovery orders outside those covered by the Federal Rules of Civil Procedure.  
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1     **III. ITEMS REQUIRED BY LOCAL RULE 26**

2     **A. Complex Designation**

3         The parties do not believe the procedures of the Manual for Complex  
4     Litigation should be utilized in this case.

5     **B. Motion Schedule**

6         The parties' joint scheduling proposal, including for the filing of dispositive  
7     or partially dispositive motions, is attached hereto as **Exhibit A**.

8     **C. ADR**

9         The Parties agree, with the Court's approval to participating in a Mandatory  
10    Settlement Conference before a United States District Court Magistrate Judge.

11    **D. Trial Estimate**

12         The parties preliminarily estimate the trial will take a total 2 days.

13    **E. Additional Parties**

14         The parties are not aware of any additional parties at this time

15    **F. Expert Witnesses**

16         The parties' joint scheduling proposal, including relating to the disclosure of  
17    expert witnesses, is attached hereto as **Exhibit A**. The Parties request the Court  
18    enter the parties' scheduling proposal pursuant to Rule 16(b).

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**EXHIBIT A**

JUDGE SHERILYN PEACE GARNETT

**SCHEDULE OF PRETRIAL AND TRIAL DATES WORKSHEET**

Please complete this worksheet jointly and file it with your Joint Rule 26(f) Report.  
The Court **ORDERS** the parties to make every effort to agree on dates.

Case No. 2:23-cv-06283	Case Name: Roann Celis-Capistrano v. Elaine Angelica Linga		
<b>Trial and Final Pretrial Conference Dates</b>		<b>Parties' Joint Date</b> mm/dd/yyyy	<b>Court Order</b>
Check one: <input checked="" type="checkbox"/> Jury Trial or <input type="checkbox"/> Court Trial <input type="checkbox"/> Magistrate Judge <b>(Tuesday at 8:30 a.m., within 12 months of Scheduling Conference)</b> Estimated Duration: _____ Days		03/10/2026	<input type="checkbox"/> Jury Trial <input type="checkbox"/> Court Trial
Final Pretrial Conference ("FPTC") [L.R. 16] <b>(Wednesday at 3:00 p.m., at least 18 days before trial)</b>		02/18/2026	
<b>Event <sup>1</sup></b> <b>Note:</b> Hearings shall be on <b>Wednesday</b> at 1:30pm Other dates can be any day of the week	<b>Weeks Before FPTC<sup>2</sup></b>	<b>Parties' Joint Date</b> mm/dd/yyyy	<b>Court Order</b>
Last Date to <u>Hear</u> Motion to Amend Pleadings / Add Parties [Wednesday]	24	09/10/2025	
Fact Discovery Cut-Off (No later than deadline for filing dispositive motion)	18	10/17/2025	
Expert Disclosure (Initial)	16	10/29/2025	
Expert Disclosure (Rebuttal)	14	11/12/2025	
Expert Discovery Cut-Off	13	11/19/2025	
Last Date to <u>Hear</u> Motions <sup>3</sup> • Motions due at least 4 weeks before hearing; • Opposition due at least 3 weeks before hearing; • Reply due at least 2 weeks before hearing.	12	11/26/2025	
Last Date to <u>Hear</u> <i>Daubert</i> Motions	8	12/24/2025	
Deadline to Complete Settlement Conference [L.R. 16-15] <u>Select one:</u> <input checked="" type="checkbox"/> 1. Magistrate Judge (with Court approval) <input type="checkbox"/> 2. Court's Mediation Panel <input type="checkbox"/> 3. Private Mediation	5	01/14/2026	<input type="checkbox"/> 1. Mag. J. <input type="checkbox"/> 2. Panel <input type="checkbox"/> 3. Private
<b><u>Trial Filings (first round)</u></b> • Motions <i>In Limine</i> (except <i>Daubert</i> ) • Memoranda of Contentions of Fact and Law [L.R. 16-4] • Witness Lists [L.R. 16-5] • Joint Exhibit List [L.R. 16-6.1] • Joint Status Report Regarding Settlement • Proposed Findings of Fact and Conclusions of Law [L.R. 52] (court trial only) • Declarations containing Direct Testimony, if ordered (court trial only)	4	01/21/2026	
<b><u>Trial Filings (second round)</u></b> • Oppositions to Motions in Limine • Joint Proposed Final Pretrial Conference Order [L.R. 16-7] • Joint/Agreed Proposed Jury Instructions (jury trial only) • Disputed Proposed Jury Instructions (jury trial only) • Joint Proposed Verdict Forms (jury trial only) • Joint Proposed Statement of the Case (jury trial only) • Proposed Additional Voir Dire Questions, if any (jury trial only) • Evidentiary Objections to Declarations. of Direct Testimony (court trial only)	2	02/04/2026	

<sup>1</sup> Once issued, this "schedule may be modified only for good cause and with the judge's consent." Fed. R. Civ. P. 16(b)(4).  
<sup>2</sup> The numbers below represent the Court's recommended timeline. The parties may propose alternate dates based on the needs of each individual case. Class Actions and ERISA cases may need to vary from the above.  
<sup>3</sup> Before filing Rule 56 motions, parties must review and comply with the Court's Standing Order for MSJ, which sets forth the briefing schedule and specific requirements for joint briefing and filing such motions.



1 Respectfully submitted:

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3 Date: August 12, 2025

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By: 

**TORRES | SIEGRIST**

**DAVID G. TORRES-SIEGRIST**

**Attorneys for Plaintiff/Counter-Defendant**

**ROANN CELIS-CAPISTRANO**

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9 Date: August 12, 2025

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By: 

**ELAINE ANGELICA LINGA**

**Defendant/Counter-Complainant,**

***Pro Se***

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**CERTIFICATE OF SIGNATORIES AND AUTHORIZATION FOR FILING**

In accordance with Local Rule 5-4.3.4(a)(2)(i), I hereby attest that all of the signatories listed on this Joint Report, and on whose behalf this Stipulation is submitted, concur in the Stipulation's/ Joint Report's content and have authorized its filing and electronic signing.

**Date: August 13, 2025**

**TORRES | SIEGRIST**

By: 

**DAVID G. TORRES-SIEGRIST**

**Attorneys for Plaintiff/Counter-Defendant**

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing document with the Clerk of the Court using CM/ECF and that service was perfected on all counsel of record and interested parties through this system.

**Date: August 13, 2025**

**TORRES | SIEGRIST**

By: 

**DAVID G. TORRES-SIEGRIST**

**Attorneys for Plaintiff/Counter-Defendant**